

# BEST AVAILABLE COPY

November 17, 2004



UNITED STATES PATENT AND TRADEMARK OFFICE  
Box 16  
Washington, DC 20231

ATTORNEYS AT LAW  
KATHLEEN A. MORSBERGER  
CONTROLLER  
(703) 412-6494  
KMORSBERGER@OBLON.COM

Attn: Frank Lebron  
Refund Department

Re: Deposit Account #150030

Dear Mr. Lebron:

Enclosed is a copy of a portion of our deposit account statement of October, 2004. Please review the highlighted charge on Serial Number 09/462,472 in the amount of \$180.00 on fee code #1806.

An Information Disclosure Statement (IDS) was filed on September 23, 2004. The IDS was certified but no fee is required. As written in the Letter to PTO filed August 9, 2004 (copy attached), the finality of the Office Action issued October 21, 2003, was withdrawn. Therefore, no fee was required to file the IDS. The fee charged to our deposit account was in error and should be refunded.

Please investigate this charge and kindly refund \$180.00 to Deposit Account #150030. Copies of the appropriate paperwork are attached. If you have questions, please do not hesitate to contact me. My phone number is 703-412-6296. Thank you for your assistance.

Sincerely,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

A handwritten signature in black ink that reads "Debra J. Noel".

Debra J. Noel

Accounting Department

Adjustment date: 01/11/2005 EEKUBAY1  
10/01/2004 LPENDER 0000002 150030 09462472  
01 FC:1806 180.00 CR

Enclosures



**United States  
Patent and  
Trademark Office**

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**Deposit Account Statement**

Requested Statement Month:

October 2004

Deposit Account Number:

150030

Name:

NORMAN F. OBLON

Attention:

1940 DUKE STREET

Address:

ALEXANDRIA

City:

VA

State:

22314

Zip:

DATE SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
10/01 2	09462472	0010-1075-0	1806	\$180.00	\$28,142.71
10/01 3	10253652	228811US2	1806	\$180.00	\$27,962.71
10/01 4	6045850	9543 - 0001 - 0	1551	\$910.00	\$27,052.71
10/01 5	6045850	9543 - 0001 - 0	1558	\$1,640.00	\$25,412.71
10/01 8	60530418	246890US0/JEM	8007	\$20.00	\$25,392.71
10/01 9	60505161	245777US0/JEM	8007	\$20.00	\$25,372.71
10/01 10	60532905	247257US90P/JEM	8007	\$20.00	\$25,352.71
10/01 11	60520282	245599US90P/JEM	8007	\$20.00	\$25,332.71
10/01 22	60520281	245598US90P/JEM	8007	\$20.00	\$25,312.71
10/01 71	60584472	255523US0/JEM	8007	\$20.00	\$25,292.71
10/01 72	60504225	242894US0P/JEM	8007	\$20.00	\$25,272.71
10/01 73	60500682	242444US8P/JEM	8007	\$20.00	\$25,252.71
10/01 81	10752100	247411US0CONT	2051	\$65.00	\$25,187.71
10/01 122	10899005	256249US2	1202	\$144.00	\$25,043.71
10/01 180	10953095	259723US0	1202	\$18.00	\$25,025.71
10/01 327	10691638	244625US0/JEM	8007	\$20.00	\$25,005.71
10/04 1	09813988	205040US0	1201	\$86.00	\$24,919.71
10/04 2	10031570	217075US2PCT	1001	\$740.00	\$24,179.71
10/04 6	10487245	248850USOXPCT	1615	-\$108.00	\$24,287.71
10/04 240	10494531	252628US2PCT	1617	\$130.00	\$24,157.71
10/05 3	PCT/US04/28804	231752WO	1703	\$12.00	\$24,145.71
10/05 7	10476559	244734US0PCT	1615	\$180.00	\$23,965.71
10/05 28	10732522	246258US6CONT	1051	\$130.00	\$23,835.71
10/05 274	10807301	250934US3	1252	\$430.00	\$23,405.71
10/06 1	09956429	213386US	1202	\$18.00	\$23,387.71
10/06 3	10023888	203515US77	1806	\$180.00	\$23,207.71
10/06 4	09592651	6889-0079-2-	1811	\$100.00	\$23,107.71
10/06 4	10169081	223018US3XPC	1202	\$72.00	\$23,035.71

MISTAKE  
BY PTO

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Dept.: C-

By: SGB/VKS/sfb

OSMM&N File No. 0010-1075-0 PCT

Serial No. 09/462,472

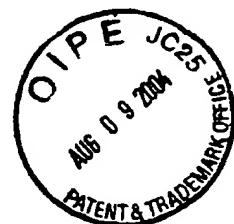
In the matter of the Application of: Hisashi KAWASAKI, et al.

For: METHOD FOR PRODUCING PURINE NUCLEOSIDE BY FERMENTATION

Due Date: N/A

The following has been received in the U.S. Patent Office on the date stamped hereon:

- Dep. Acct. Order Form
- PTO Cover Letter
- Letter to PTO
- Interview Summary



**BEST AVAILABLE COPY**

Docket No.: 0010-1075-0 PCT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF:

Hiroshi MATSUI, et al. : EXAMINER: FRONDA

SERIAL NO.: 09/462,472 :

FILED: JANUARY 14, 2000 : GROUP ART UNIT: 1652

FOR: METHOD FOR PRODUCING PURINE NUCLEOSIDE BY FERMENTATION

**LETTER TO PTO**

ASSISTANT COMMISSIONER FOR PATENTS  
ALEXANDRIA, VA 22313-1450

SIR:

Applicants wish to thank Examiner Fronda for the courteous discussion with their undersigned Representative on August 6, 2004. Applicants also wish to thank the Examiner for the indication that the finality of the Office Action issued October 21, 2003 has been withdrawn and that no response is required. To evidence the fact that no response is required, Applicants wish to make of record the enclosed Interview Summary received by their undersigned Representative on August 9, 2004.

Applicants now await a further action from the Office.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

Stephen G. Baxter, Ph.D.  
Attorney of Record  
Registration No. 32,884

Vincent K. Shier, Ph.D.  
Registration No. 50,552

Customer Number

**22850**

(703) 413-3000  
Fax #: (703)413-2220

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DSM&N File No. 0010-1075-0 PCT  
Serial No. 09/462,472

Dept.: C  
By: SGB/VKS/sfb

In the matter of the Application of: Hiroshi MATSUI, et al.  
For: METHOD FOR PRODUCING PURINE NUCLEOSIDE BY FERMENTATION

Due Date: 09/23/04

The following has been received in the U.S. Patent Office on the date stamped hereon:

- Dep. Acct. Order Form
- Information Disclosure Statement ■ PTO-1449
- Cited References 4
- Search Report Supplementary European



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Docket No. 0010-1075-0 PCT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Hiroshi MATSUI, et al.

SERIAL NO: 09/462,472

GAU: 1652

FILED: January 14, 2000

EXAMINER: Fronda, C.L.

FOR: METHOD FOR PRODUCING PURINE NUCLEOSIDE BY FERMENTATION

## INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant(s) wish to disclose the following information.

### REFERENCES

- The applicant(s) wish to make of record the references cited on the attached Supplementary European Search Report and listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

### RELATED CASES

- Attached is a list of applicant's pending application(s) or issued patent(s) which may be related to the present application. In accordance with discussions on August 4, 2004 with Mr. Nicholas P. Godici, Commissioner for Patents, it is no longer required to submit copies of cited pending applications. A modification of the Rules will be published soon in the Official Gazette. Cited issued patents, if any, are listed on the attached PTO form 1449.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

### CERTIFICATION

- Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

### DEPOSIT ACCOUNT

- Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

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(OSMMN 05/03)

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Registration No. 32,884

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